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FACSIMILE TRANSMISSION

CONFIDENTIAL

DATE: March 15, 2006

CLIENT-MATTER No.: 23540-10616 US

To:

NAME	FAX No.	PHONE No.
USPTO Central Fax No.: 6AU 1649	1-571-273-8300	

FROM:

Susan T. Hubl
Fenwick & West LLP
Embarcadero Center West
275 Battery Street
San Francisco, CA 94111
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SENT BY: Tomika Thomas

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NUMBER OF PAGES WITH COVER PAGE: 5

ORIGINAL WILL NOT FOLLOW

*Notice of Appeal
w/3 Month Extension*

09/927,315

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PAGE 1/5 * RCVD AT 3/15/2006 5:36:55 PM (Eastern Standard Time) * SVR:USPTO-EFAX-3/13 * DNIS:2738300 * CSID:4152811350 * DURATION (mm-ss):02:38

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MAR 15 2006

TRANSMITTAL FORM <i>(to be used for all correspondence during pendency of filed application)</i>	Application Number	09/927,315	
	Filing Date	August 10, 2001	
	First Named Inventor	Charles S. Zuker	
	Group Art Unit Number	1649	
	Examiner Name	Michael T. Brannock	
Total Number of Pages in This Submission	5	Attorney Docket Number	23540-10616 US (2001-510-2)

ENCLOSURES (check all that apply)	
<input checked="" type="checkbox"/> Fee Transmittal Form (in duplicate) <input type="checkbox"/> Check Enclosed <input type="checkbox"/> Return Receipt Postcard <input type="checkbox"/> Response to Notice to File Missing Parts <input type="checkbox"/> Assignment & Recordation Cover Sheet <input type="checkbox"/> Declaration <input type="checkbox"/> Power of Attorney <input type="checkbox"/> Application Data Sheet <input type="checkbox"/> Information Disclosure Statement & PTO/SB/08A <input type="checkbox"/> Copies of IDS Cited References <input type="checkbox"/> Request for Corrected Filing Receipt <input type="checkbox"/> Request for Correction of Recorded Assignment <input type="checkbox"/> Amendment/Response: [] Page(s) <input type="checkbox"/> After Final <input type="checkbox"/> Status Request <input type="checkbox"/> Revocation and Substitute Power of Attorney	<input type="checkbox"/> Issue Fee Transmittal <input type="checkbox"/> Letter to Chief Draftsperson <input type="checkbox"/> Formal Drawing(s): [] Sheet(s) of Figure(s) [] <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input checked="" type="checkbox"/> Appeal Communication to Group <i>(Appeal Notice, Brief, Reply Brief)</i> <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> After Allowance Communication to Group <input checked="" type="checkbox"/> Facsimile Cover Sheet <input type="checkbox"/> _____ <input type="checkbox"/> _____ <input type="checkbox"/> _____ <input type="checkbox"/> _____ <input type="checkbox"/> _____
REMARKS:	

SIGNATURE OF ATTORNEY OR AGENT			
Signature:	<i>Susan T. Hubl</i>		
Attorney/Reg. No.:	Susan T. Hubl, Patent Agent, Reg. No.: 47,668	Dated:	March 15, 2006

CERTIFICATE OF FACSIMILE TRANSMISSION			
I hereby certify that this correspondence, including the enclosures identified above, is being transmitted on the date shown below via facsimile to: Commissioner for Patents at the facsimile number indicated below.			
Signature:	<i>Susan T. Hubl</i>		
Typed or Printed Name:	Susan T. Hubl	Dated:	March 15, 2006
Facsimile Number:	1-571-273-8300		

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23540/10616/SF/5164405.1

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FEE TRANSMITTAL for FY 2006

Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

Complete if Known

Application Number 09/927,315
Filing Date August 10, 2001
First Named Inventor Charles S. Zuker, et al.
Examiner Name Michael T. Brannock
Art Unit 1649
Attorney Docket No. 23540-10616 US

TOTAL AMOUNT OF PAYMENT (\$1520.00)

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ Other ☐ None
☒ Deposit Account:

Deposit Account Number 19-2555

Deposit Account Name Fenwick & West LLP

The Commissioner is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments
☒ Charge all required fee(s) or any underpayment of fee(s) due under 37 CFR §1.16 or §1.17 during the pendency of this application
☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath or declaration	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	120	2251	60	Extension for reply within first month	
1252	450	2252	225	Extension for reply within second month	
1253	1020	2253	510	Extension for reply within third month	1020.
1254	1,590	2254	795	Extension for reply within fourth month	
1255	2,160	2255	1,080	Extension for reply within fifth month	
1401	500	2401	250	Notice of Appeal	500
1402	500	2402	250	Filing a brief in support of an appeal	
1403	1000	2403	500	Request for oral hearing	
1451	1,510	1451	1,510	Petition to Institute a public use proceeding	
1452	500	2452	250	Petition to revive - unavoidable	
1453	1,500	2453	750	Petition to revive - unintentional	
1501	1,400	2501	700	Utility issue fee (or reissue)	
1502	800	2502	400	Design issue fee	
1503	1100	2503	550	Plant issue fee	
1460		1460		Petitions to the Director	
1807	50	1807	50	Processing fee for Provisional Applications	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	790	2809	395	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	790	2810	395	For each additional invention to be examined (37 CFR 1.129(b))	
1801	790	2801	395	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	
Other fee (specify) _____					
SUBTOTAL (1)					(\$) 0

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

		Extra Claims		Fee from below		Fee Paid	
Total Claims	<div></div>	-20** =	<div></div>	x	<div></div>	=	<div></div>
Independent Claims	<div></div>	-3** =	<div></div>	x	<div></div>	=	<div></div>
Multiple Dependent					<div></div>	=	<div></div>

Large Entity		Small Entity		<u>Fee Description</u>
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1202	50	2202	25	Claims in excess of 20
1201	200	2201	100	Independent claims in excess of 3
1203	380	2203	180	Multiple dependent claim, if not paid
1204	200	2204	100	**Reissue independent claims over original patent
1205	50	2205	25	**Reissue claims in excess of 20 and over original patent

*or number previously paid, if greater; For Reissues, see above

*Reduced by Basic Filing Fee Paid

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath or declaration	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
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1802	900	1802	900	Request for expedited examination of a design application	
Other fee (specify) _____					
SUBTOTAL (3)					(\$) 1520.00

SUBMITTED BY

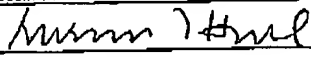
Name (Print/Type)	Susan T. Hubl	Registration No. (Attorney/Agent)	47,668	Telephone (415) 875-2316
Signature	Susan T. Hubl			Date
				March 15, 2006

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PATENT

IN THE UNITED STATES
PATENT AND TRADEMARK OFFICERECEIVED
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MAR 15 2006

APPLICANT(S): Charles S. Zuker, et al.
APPLICATION NO.: 09/927,315
FILING DATE: August 10, 2001
TITLE: Mammalian Sweet Taste Receptors
EXAMINER: Michael T. Brannock, Ph.D.
GROUP ART UNIT: ~~1646~~ 1649
ATTY. DKT. NO.: 23540-10616 US (2001-510-1)

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Typed or Printed Name:	Susan T. Hubl	Dated:	March 15, 2006
Facsimile Number:	1-571-273-8300		

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ALEXANDRIA, VA 22313-1450

NOTICE OF APPEAL


SIR:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner, mailed September 15, 2005, finally rejecting claims 6, 49-51, 56-58, 69-72, 75 and 76.

Pursuant to 37 CFR § 1.17(e), enclosed is payment in the amount of \$1,520.00 for the filing of the Notice of Appeal and a (3) month extension of time.

Respectfully submitted,
CHARLES S. ZUKER, ET AL.

Dated: 3/15/06

By: 
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03/16/2006 TL0111 00000063 192555 09927315

01 FC:1401 500.00 DA
02 FC:1253 1020.00 DA

23540/10616/SF/5164399.1